



DEPARTMENT OF THE NAVY

BOARD FOR CORRECTION OF NAVAL RECORDS

2 NAVY ANNEX

WASHINGTON DC 20370-5100

HD:hd
Docket No: 02265-00
26 May 2000

From: Chairman, Board for Correction of Naval Records
To: Secretary of the Navy

Subj: ENS [REDACTED], NC, USN [REDACTED]
REVIEW OF NAVAL RECORD

Ref: (a) Title 10 U.S.C. 1552

Encl: (1) DD Form 149 dtd 22 Mar 00 w/attachment
(2) BUMED ltr dtd 2 May 00
(3) Subject's naval record

1. Pursuant to the provisions of reference (a), Subject, hereinafter referred to as Petitioner, filed enclosure (1) with this Board requesting, in effect, that the applicable naval record be corrected by changing his date of rank on his commission as an ensign, Nurse Corps, Naval Reserve from 24 August 1999 to 13 April 1999.

2. The Board, consisting of Mses. Moidel and Taylor and Mr. Ensley, reviewed Petitioner's allegations of error and injustice on 18 May 2000, and pursuant to its regulations, determined that the corrective action indicated below should be taken on the available evidence of record. Documentary material considered by the Board consisted of the enclosures, naval records, and applicable statutes, regulations and policies.

3. The Board, having reviewed all the facts of record pertaining to Petitioner's allegations of error and injustice, finds as follows:

a. Before applying to this Board, Petitioner exhausted all administrative remedies available under existing law and regulations within the Department of the Navy.

b. In correspondence attached as enclosure (2), the Chief Bureau of Medicine and Surgery office with cognizance over the subject matter of this case has commented to the effect that Petitioner's request has merit and warrants favorable action.

CONCLUSION:

Upon review and consideration of all the evidence of record, and especially in light of the contents of enclosure (2), the Board finds the existence of an injustice warranting the following corrective action.

RECOMMENDATION:


a. That Petitioner's naval record be corrected, where appropriate, by changing his date of rank on his commission as an ensign, Nurse Corps, Naval Reserve from 24 August 1999 to 13 April 1999; and that his lineal precedence be adjusted accordingly.

b. That any material or entries inconsistent with the Board's recommendation be corrected, removed or completely expunged from Petitioner's record and that no such entries or material be added to the record in the future.


c. That a copy of this Report of Proceedings be filed at an appropriate location in Petitioner's naval record, and that another copy of this report be returned to this Board, together with any material directed to be removed from Petitioner's record, for retention in a confidential file maintained for such purpose.

4. Pursuant to Section 6(c) of the revised Procedures of the Board for Correction of Naval Records (32 Code of Federal Regulations, Section 723.6(c)) it is certified that a quorum was present at the Board's review and deliberations, and that the foregoing is a true and complete record of the Board's proceedings in the above entitled matter.

ROBERT D. ZSALMAN
Recorder


JONATHAN S. RUSKIN
Acting Recorder

5. Pursuant to the delegation of authority set out in Section 6(e) of the revised Procedures of the Board for Correction of Naval Records (32 Code of Federal Regulations, Section 723.6(e)) and having assured compliance with its provisions, it is hereby announced that the foregoing corrective action, taken under the authority of reference (a), has been approved by the Board on behalf of the Secretary of the Navy.


W. DEAN PFEIFFER
Executive Director



DEPARTMENT OF THE NAVY

BUREAU OF MEDICINE AND SURGERY
2300 E STREET NW
WASHINGTON DC 20372-5300

2265-06
IN REPLY REFER TO

1120
Ser 525/00-5959
2 May 00

From: Chief, Bureau of Medicine and Surgery
To: Board for Correction of Naval Records

Subj: ADVISORY OPINION ICO ENS [REDACTED],
[REDACTED]

Ref: (a) SECNAVINST 1120.6B

Encl: (1) BCNR Application ICO ENS Stiles

1. Enclosure (1) is forwarded recommending adjustment of Ensign [REDACTED] sign date of rank (DOR) to 13 April 1999.

2. Per reference (a), entry grade credit is awarded for experience in a related health profession on a ½ day for each day of experience up to 3 years of credit. The entry grade credit sheet included in enclosure (1) shows that Ensign [REDACTED] was granted 4 months and 11 days of entry grade credit at the Professional Review Board date 28 August 1994. Ensign [REDACTED] Ensign date of rank should reflect that entry grade credit.

3. Per reference (a), Ensign [REDACTED] should be credited with 4 months, 11 days of entry grade credit reflecting his 8 months, 23 days of civilian experience. His DOR for ensign should be 13 April 1999.

4. Your point of contact is [REDACTED], USN, who may be reached at [REDACTED] 398.
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

By direction